

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2008-051881

09/27/2011

COMMISSIONER ALYSSON H. ABE

CLERK OF THE COURT

L. Hart

Deputy

IV-D ATLAS NO. 001044039600
STATE OF ARIZONA, EX REL, DES
JESSICA MACINZEE TARLIAN

LORA B SANDERS

AND

JOHN ARON MORENO

JOHN ARON MORENO
200 BUNKER HILL DR
BELLE CHASSE LA 70037-1062

AG-CHILD SUPPORT-EAST VALLEY
OFFICE
COMM. NEWELL
DOCKET-FAMILY COURT-SE
FAMILY COURT CONFERENCE
CENTER-NE
FAMILY COURT SERVICES-CCC

IV-D ENFORCEMENT HEARING
JUDGMENT ENTERED
CONFERENCE/HEARING SET

Courtroom: 304 SEF

9:33 a.m. This is the time set for Enforcement Hearing arising from Mother's pro per *Petition to Enforce Child Support/Child Support Arrears/Medical Expense Reimbursement* filed on June 13, 2011. Petitioner/Mother, Jessica Tarlian (hereinafter referred to as "Mother"), is present with above-named counsel. Respondent/Father, John Moreno (hereinafter referred to as "Father"), is present telephonically on his own behalf. The State is represented by Assistant Attorney General, Kathie A. Pearson.

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A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Jessica Tarlian and John Moreno are sworn by the Clerk.

LET THE RECORD REFLECT that the parties met informally with the Attorney General's Office prior to the commencement of today's hearing.

The Court is advised that there is no indication in the court record that Father was served with Mother's action; however, Father responded to Mother's action. As to the issue of child support, due to the State's tax intercept, Father's child support arrears now total \$122.75 (\$84.66 in principle and \$38.09 in interest). The only issue left is Mother's request for unreimbursed medical expenses.

Father and Ms. Sanders acknowledge that the State recited the accurate information as to what occurred in conference.

Ms. Sanders makes an oral request for Father to reimburse Mother her service costs and filing fees, stating that Father had refused to sign the acceptance of service of Mother's action.

Father testifies that he has not yet filed bankruptcy but the paperwork is with his bankruptcy attorney.

Father is directed to provide Mother and the State with his bankruptcy case number when the petition is filed.

Based upon the testimony presented herein,

IT IS ORDERED granting Judgment in favor of Mother and against Father in the amount of **\$170.75** for service and court costs incurred in bringing this matter to an enforcement conference. Father is to pay said judgment **DIRECTLY** to Mother by no later than November 1, 2011. This payment is not to be forwarded to the Clerk of Court or Support Payment Clearinghouse. If payment is not timely made interest shall accrue at the legal rate (5%) from the Judgment date.

IT IS ORDERED affirming Father's current child support obligation of \$1,202.98 per month.

It is the responsibility of the party obligated to pay support/maintenance to pay the support to the following:

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Support Payment Clearinghouse
P. O. Box 52107
Phoenix, Arizona 85072-2107

Payment should show the case number and/or ATLAS case number, the name of the party paying support, and the name of the party who will receive the payment.

WARNING: If payments are made directly to the person who is to receive the support, the payments may be considered a gift and no credit will be given towards the support obligation.

Any change in the paying party's employment and any change in the residential address of either party **must** be submitted to the Clerk's Office, in writing, within ten (10) days of the change (A.R.S. 25-322(C)). Failure to notify the Clerk's Office of any change may be considered contempt of Court.

IT IS FURTHER ORDERED that Father remain current in his child support obligation by making the payments as ordered through the Clerk of the Court. The payment is due on the first of each month and is late at the end of each month.

IT IS ORDERED signing this minute entry as a formal order of this Court pursuant to Rule 81, *Arizona Rules of Family Law Procedure*.

DATED this 27th day of September, 2011.

/s/ HONORABLE ALYSSON ABE

ALYSSON ABE
COMMISSIONER OF THE SUPERIOR COURT

9:55 a.m. Court recesses.

10:01 a.m. Court reconvenes with respective parties present.

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As to the issue of unreimbursed medical expenses,

IT IS ORDERED that Petitioner and Respondent and counsel, if represented, are to appear in person and attend a conference with a conference officer and a subsequent evidentiary

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hearing that has been reset to **January 12, 2012** before **Comm. Julie Newell** at the time and place stated below:

CHECK IN LOCATION: Maricopa County Superior Court
Northeast Regional Court Center
18380 North 40th Street
Phoenix, Arizona 85032

TIME OF CONFERENCE: 2:45 p.m. (75 min.); **HEARING:** 4:00 p.m. (45 min.)

Father may appear telephonically by initiating a telephone call to **(602) 372-7705** (Arizona time) at the aforesaid time and date.

The parties are to check in at the location listed above and will be directed to the appropriate courtroom at the conclusion of the conference.

The conference officer will meet with the parties, and their counsel, if represented, to determine whether the parties can agree on any of the issues. If they can, the conference officer will assist the parties in documenting the agreement and presenting it to the Court pursuant to Rule 69 of Arizona Family Court Rules. If the parties do not agree as to all of the issues necessary to resolve the pending petition, the Court will conduct an evidentiary hearing to determine those matters. It is the goal of the Court to provide the parties with a final resolution of the pending petition on this date. If good cause is shown that additional discovery or hearing time is needed in order for the Court to reach a just determination, the Court may schedule an additional hearing.

IT IS ORDERED

1. That each party shall EXCHANGE THE DOCUMENTS LISTED BELOW AT LEAST FIVE (5) DAYS PRIOR TO THE CONFERENCE AND HEARING AND bring THREE (3) copies of the following documents to the conference. If either party fails to bring the required number of copies, copies will be made at the time of the conference and they will be charged .50 per page copy fee pursuant to A.R.S. §12-284.

1. Bills or receipts of uninsured medical, dental, and/or vision expenses.
2. Documentation of portion of costs covered by insurance and/or denial of claim(s).
3. Proof of insurance coverage (if ordered to provide coverage) for the time period of requested reimbursement.
4. Proof (if any) that the other party has previously received the filing party's request for payment of unreimbursed medical/dental, and/or vision expenses.

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5. Documentation of payments made toward unreimbursed medical, dental, and/or vision expenses.

NOTICES REGARDING THE CONFERENCE AND HEARING PRE-CONFERENCE SETTLEMENT MEETING:

SETTLEMENT. If a settlement is reached, the parties must give prompt notice to the court as required by Rule 5.1 (c), Arizona Rules of Civil Procedure. The parties must submit a stipulation to the Judge before the above hearing date.

RESET. The conference and hearing will not be reset unless there is good cause. YOU MUST GIVE A COPY of your request to reset the hearing to the Judicial Officer assigned to your case and to the other parties in this matter. Your request must also tell the judicial officer, THE DATE YOU DELIVERED A COPY of the request to reset, THE ADDRESS TO WHICH THE COPY WAS SENT, AND WHETHER THE DELIVERY WAS BY MAIL OR BY HAND.

FAILURE TO APPEAR. If the person asking for the change(s) fails to come to court AT THE TIME REQUIRED, the petition may be dismissed. If the person opposing the change(s) fails to come to court AT THE TIME REQUIRED, the Judge may grant ALL RELIEF REQUESTED IN THE PETITION AND MAY issue an ARREST WARRANT.

Do not bring children to court. Children will not be allowed in the conference or in the hearing and you may not leave them unattended.

If you require the services of an interpreter of a spoken language, or for the deaf, or if you need accommodations pursuant to American's with Disabilities Act, please call (602) 506-3762 immediately and arrangements will be made to provide those services.

10:02 a.m. Matter concludes.

Father is directed to the Self-Service Center of the Maricopa County Superior Court if he believes there is a significant and/or ongoing change of circumstance warranting modification of this child support order.

Self-Service Center, 201 West Javelina, Mesa, AZ. Automated telephone number: (602) 506-SELF. (Provides a variety of forms and instructions.) The parties may also obtain various forms from the Self-Service Center website at:
<<http://www.superiorcourt.maricopa.gov/ssc/sschome.html>>

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NOTICE: A child should not be brought to the Courthouse to be present during a Court proceeding except in the circumstance that the child is to be interviewed by the Judge in chambers or unless the child's presence is otherwise required for the Court proceeding. Whenever a child is brought to the Courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of Court personnel do not permit them to perform this function.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.

**PLEASE NOTE: IMPORTANT INFORMATION RE: CD/VIDEOTAPE
FEE CURRENTLY IN EFFECT**

This Courtroom uses an electronic recording system for the record. All CDs and videotapes will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Forms to request a recording of a proceeding are available in the Self-Service Centers and in the JAVS and FTR courtrooms.

If a party wants a court reporter to record a proceeding in this Court, a written request must be filed at least seven (7) days before the commencement of the proceedings.

A person requesting a daily copy CD or videotape must complete the appropriate request form and pay the applicable fee at the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD or videotape in the customary manner.

A person wanting a copy of a hearing from a previous occasion must contact Ken Crenshaw at 602-506-7100.